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Attorneys for Plaintiffs
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the Sports Shinko Companies

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAI'I

SPORTS SHINKO CO., LTD.,)	CV 04-00124 BMK
)	CV 04-00127 BMK
Plaintiff,)	
)	CONSOLIDATED CASES
vs.)	
)	THIRD-PARTY
QK HOTEL, LLC, et al.,)	COUNTERCLAIMANT
)	SPORTS SHINKO (WAIKIKI)
Defendants,)	CORPORATION'S MOTION
)	FOR SUMMARY JUDGMENT

and)	RE: DEFENDANT FRANKLIN
)	MUKAI'S BREACH OF DUTY
FRANKLIN K. MUKAI, et al.,)	AS A (1) DIRECTOR
)	AND (2) ATTORNEY;
Third-Party Plaintiffs,)	MEMORANDUM IN SUPPORT
)	OF MOTION; CERTIFICATE
vs.)	OF SERVICE
)	
SPORTS SHINKO (USA) CO.,)	
LTD., et al.,)	
)	
Third-Party)	
Defendants,)	
)	
and)	
)	
SPORTS SHINKO (HAWAII) CO.,)	
LTD., et al.,)	
)	
Third-Party Defendants/)	
Counterclaimants,)	
)	
vs.)	
)	
QK HOTEL, LLC, et al.,)	
)	
Third-Party Counterclaim)	
Defendants.)	
)	
AND CONSOLIDATED CASES)	
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**THIRD-PARTY COUNTERCLAIMANT SPORTS SHINKO
(WAIKIKI) CORPORATION'S MOTION FOR
SUMMARY JUDGMENT RE: DEFENDANT FRANKLIN MUKAI'S
BREACH OF DUTY AS A (1) DIRECTOR AND (2) ATTORNEY**

Third-Party Counterclaimant Sports Shinko (Waikiki)

Corporation moves for partial summary judgment on the issue of Defendant Franklin Mukai's breach of his independent duties as a director and attorney for various Sports Shinko companies in Hawai'i.¹

This Motion is made pursuant to F.R.C.P. 56 and is based upon the attached memorandum, exhibits, declarations and record and files in this action.

DATED: Honolulu, Hawai'i, January 11, 2008.

/s/ Glenn T. Melchinger
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¹ This Motion seeks only a determination that Mukai breached his duties. The issues of causation and damages are reserved.